

MINUTES OF THE JONESTOWN CITY COUNCIL REGULAR MEETING HELD DECEMBER 10, 2020, 7:30 P.M., VIA AUDIO/VIDEO TELECONFERENCE

Paul Johnson, Mayor	Eric Davis (Place 1)	Dave Nelsen (Place 4)
Tom Buckle, Mayor Pro Tem, Place 2	Rod Schaffner (Place 3)	Linda Bush (Place 5)

This meeting was closed to in-person attendance by the public. A temporary suspension of the Open Meetings Act to allow telephone or videoconference public meetings has been granted by Governor Greg Abbott. These actions are being taken to mitigate the spread of COVID-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code. Telephonic and videoconferencing capabilities were utilized to allow individuals to address the Council. Email submissions were also accepted.

Council Present via teleconference: Mayor Johnson, Mayor Pro Tem Buckle, Alderwoman Bush, Alderman Nelsen, Alderman Davis.

Absent: Alderman Schaffner.

Staff present via teleconference: City Administrator Jones, Development Services Manager Jolly, Chief Taylor, Officer Elizarde, City Secretary Austin.

ITEMS OPENING MEETING

1. CALL TO ORDER, ESTABLISH QUORUM, DECLARE MEETING OPEN

Mayor Johnson announced a quorum present and opened the meeting at 7:30 p.m.

2. ANNOUNCEMENTS: ITEMS OF COMMUNITY INTEREST

(In accordance with Government Code Title 5, Subtitle A, Chapter 551, Sect. 551.0415)

There were no announcements.

3. REPORTS AND UPDATES

a. Quarterly report from Planning & Zoning Commission

Chair Yakimovicz read a written report noting the Commission's actions on a variance request for 9608 Ranchland Hills; Austin Stone Storage site plan; zoning change for 18617 Deer Canyon Cove; zoning changes for two parcels in The Hollows; a Short-Term Rental Overlay District; revisions to I-1 and I-2 Industrial Districts; landscape ordinance changes; and work on outdoor lighting standards, performance standards for B-1 and B-2 districts, a dark sky ordinance, and alternative housing. The Commission is currently working on fence regulation revisions and a potential ordinance for Traffic Impact Analysis requirements for new developments.

b. Council Committee reports:

Alderman Nelsen gave the following reports:

- Finance Committee discussed transfer of a surplus vehicle to the Development Services department for use by the building inspector, possible accounting clerk position to assist the Finance Director; e-filing agreement, investment options for the City's reserve funds, and formalization of the reserve policy.
- Planning & Economic Development Committee discussed rescinding and replacing the previously approved Second Amendment to the Development Agreement for the Carlton Tract, and the ordinances to approve three requests for annexation.

- Public Safety Committee discussed an appeal to the Police Department's denial of residency; donation of surplus laptops to the Rollingwood Police Department.

CITIZEN COMMUNICATIONS

Citizens wishing to address Council should complete a registration form and submit to the City Secretary prior to the start of the meeting. In accordance with the Open Meetings Act, Council is prohibited from discussing (other than factual responses to specific questions) or acting on any items brought before them at this time.

There were no citizen comments.

GENERAL BUSINESS AND ACTION ITEMS

CONSENT AGENDA ITEMS:

The Consent Agenda includes routine and non-controversial items that may be acted upon with one single vote. There will be no separate discussion of these items; however, Any Councilmember may request an item be pulled from the Consent Agenda in order that it be discussed and acted upon individually as part of the Regular Agenda.

4. APPROVAL OF MINUTES

November 12, 2020, regular meeting

November 17, 2020, special meeting

5. **Consider, discuss and take any action necessary to approve a resolution declaring certain city property and/or equipment to be surplus to the City's needs and authorizing the Mayor to dispose of such property in a manner that is beneficial to the City of Jonestown. (Police Department laptops)**
6. **Consider, discuss and take any action necessary to approve a Master Services Agreement with Simplifile, LC, to provide e-filing services for recording documents at the Travis County Clerk's office.**

Mayor Pro Tem Buckle moved to approve the consent agenda items, seconded by Alderman Nelsen. **The motion passed unanimously.**

REGULAR AGENDA ITEMS:

7. **Consider, discuss and take any action necessary regarding electing a Mayor Pro-Tem to serve for a term of one year.**

Alderman Nelsen moved that Tom Buckle be elected Mayor Pro-Tem, seconded by Alderwoman Bush. **The motion passed unanimously.**

8. **a. PUBLIC HEARING to receive public input and consider the proposed annexation of a 54.99-acre tract of land, more or less, out of the Samuel Hayford Survey No. 53, located on Johnson Road.**

Cassandra Van Leeuwen questioned the annexation's effects on area landowners and how water would be provided. Joni Fields submitted a written statement in opposition to any

annexation that could have an effect on her property. There being no others wishing to be heard, Mayor Johnson closed the public hearing.

b. Consider, discuss and take any action necessary regarding an ordinance annexing the above described territory into the City of Jonestown, Travis County, Texas, and extending the boundary limits of said city so as to include the hereinafter described property within said city limits, and granting to all the inhabitants of said property all the rights and privileges of other citizens and binding said inhabitants by all of the acts, ordinances, resolutions, and regulations of said city; and adopting and approving a service plan agreement.

Alderman Nelsen moved to approve the ordinance annexing the 54.99-acre tract of land out of the Samuel Hayford Survey No. 53, located on Johnson Road and adopting and approving a service plan agreement. Mayor Pro Tem Buckle seconded the motion. **The motion passed unanimously.**

- 9. a. PUBLIC HEARING to receive public input and consider the proposed annexation of a 3.528-acre tract of land located on Johnson Road, described as Lot 8 of the Case Acres Estates.**

There being no citizens wishing to be heard, Mayor Johnson closed the public hearing.

b. Consider, discuss and take any action necessary regarding an ordinance annexing the above described territory into the City of Jonestown, Travis County, Texas, and extending the boundary limits of said city so as to include the hereinafter described property within said city limits, and granting to all the inhabitants of said property all the rights and privileges of other citizens and binding said inhabitants by all of the acts, ordinances, resolutions, and regulations of said city; and adopting and approving a service plan agreement.

Alderman Davis moved to approve the ordinance annexing the 3.528-acre tract on Johnson Road and adopting and approving a service plan agreement, seconded by Alderman Nelsen. **The motion passed unanimously.**

- 10. a. PUBLIC HEARING to receive public input and consider the proposed annexation of a 14.941-acre tract of land, being a portion of the J. A. Ybarbo Survey No. 421, ABS No. 840, located on Nameless Road.**

Property owner, Mrs. Mahendru, inquired about possible future water and wastewater service to the tract. There being no other citizens wishing to speak, Mayor Johnson closed the public hearing.

b. Consider, discuss and take any action necessary regarding an ordinance annexing the above described territory into the City of Jonestown, Travis County, Texas, and extending the boundary limits of said city so as to include the hereinafter described property within said city limits, and granting to all the inhabitants of said property

all the rights and privileges of other citizens and binding said inhabitants by all of the acts, ordinances, resolutions, and regulations of said city; and adopting and approving a service plan agreement.

Mayor Pro Tem Buckle moved to approve the ordinance annexing the 14.941-acre tract, part of the J. A. Ybarbo Survey No. 421 ABS No. 840, and adopting and approving a service plan agreement. Alderwoman Bush seconded the motion. **The motion passed unanimously.**

- 11. Consider, discuss and take any action necessary regarding an appeal of the denial of residency for Mr. Nelson Rivera.**

Thomas and Tammi Foster addressed the council members regarding the Police Department's denial of their request to allow Mr. Rivera, a registered sex offender, to live with them in their home in Jonestown. Chief Taylor and Officer Elizarde reviewed their reasons for denying the Foster's request for a variance. Mayor Pro Tem Buckle moved to postpone action on this item for three months to allow the Fosters time to look into becoming guardians or conservators for Mr. Rivera. Alderman Nelsen seconded the motion. **The motion passed unanimously.**

- 12. Consider, discuss and take any action necessary regarding Mayor Johnson's recommendations for annual appointments to council standing committees.**

Mayor Johnson noted he was not making any changes to the current committee assignments, and read the list of members. Mayor Pro Tem Buckle moved to approve the appointments as presented, with members continuing from year to year unless someone requests a change. Alderman Nelsen seconded the motion. **The motion passed unanimously.**

- 13. Consider, discuss and take any action necessary regarding a resolution repealing and annulling the City Council's approval of the Second Amendment to the Development Agreement for the Carlton Tract, as approved on September 24, 2020; and approving and adopting a revised and corrected, Second Amendment to the Development Agreement for the Carlton Tract.**

Alderman Davis moved to approve the resolution, seconded by Mayor Pro Tem Buckle. **The motion passed unanimously.**

Mayor Johnson announced that Council would convene into executive session to consider the items below, reading each item. The executive session convened at 8:21 p.m.

14. EXECUTIVE SESSION

In accordance with Texas Government Code, Chapter 551, the Council will convene into executive session, pursuant to Section 551.074, Tex. Gov't Code (personnel):

- a. To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, specifically, Police Chief.
- b. To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, specifically, City Secretary.

Mayor Johnson reconvened the public session at 8:53 p.m., for the Council to take action as indicated:

RECONVENE INTO PUBLIC SESSION

to take action as deemed appropriate in the City Council's discretion regarding:

- a. The appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, specifically, Police Chief.

Alderman Nelsen moved to approve the budgeted merit increase for Police Chief Taylor. Mayor Pro Tem Buckle seconded the motion. **The motion passed unanimously.**

- b. The appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, specifically, City Secretary.

Alderman Nelsen moved to approve the budgeted merit increase for City Secretary Austin. Mayor Pro Tem Buckle seconded the motion. **The motion passed unanimously.**

ADJOURNMENT

Alderman Davis moved to adjourn, seconded by Alderwoman Bush. **The motion passed unanimously.** Mayor Johnson adjourned the meeting at 8:55 p.m.

PASSED AND APPROVED AT A REGULAR MEETING HELD ON JANUARY 14, 2021.



Paul Johnson, Mayor

ATTEST:

Rachel Austin, City Secretary